

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

AUTOGERMANA, INC.,

Plaintiffs,

v.

BMW OF NORTH AMERICA, INC.;
BMW OF NORTH AMERICA, LLC,

Defendant.

CIVIL NO. 12 -1542 (BJM)

STATEMENT OF UNCONTESTED MATERIAL FACTS

INDEX OF EXHIBITS

Exhibit #	Title of Exhibit	I.D.
Exhibit A	Certificate of Conversion of BMW of North America, Inc. (a Delaware corporation) to BMW of North American, LLC (a Delaware limited liability company), effective December 31, 2000	BMW NA 8232-8235
Exhibit B	Deposition of Donald Guerrero	Pages 1-154

No. 1: Complaint, pages 1-18	Dkt. No. 1
No. 2: First Amended Complaint, pages 1-20	Dkt. No. 49
No. 3: Emails between BMW and Autogermana	Autogermana 1864-1867
No. 4: Closing Agreement between the Secretary of the Treasury of the Government of Puerto Rico and Autogermana, Inc. dated June 30, 2011, pages 1-7	Autogermana 1175-1182
No. 5: Closing Agreement between the Municipality of San Juan and Autogermana, Inc. dated August 30, 2012, pages 1-4, and copy of check	Autogermana 1169-1173
No. 6: Letter dated July 23, 2010 from attorney Juan Acosta Reboyras, pages 1-5	BMW NA 7729-7733
No. 7: BMW of North America, LLC Car Center Agreements, effective April 1, 2006	BMW NA 88-122
No. 8: BMW of North America, LLC Car Center Agreement dated October 1, 2010 (pages 1-18) and	BMW NA 161-178 and BMW NA 7798-7856

Center Agreement Standard Provisions, Vers.2010.01CASP (pages 1-59)	
No. 9: Warranty Policy and Procedures Manual, <i>Effective December 1, 2006</i>	BMW NA 359-662
No. 10 BMW Warranty and Procedures Manual, <i>Effective January 01, 2010</i> , Version 1.1 March 15, 2010	BMW NA 2868-3020

Exhibit C Deposition of Annie Bouza Villiers**Pages 1-154**

No. 1: E-mail string	Autogermana 1868-1872
No. 2: E-mail string	Autogermana 585-588
No. 3: E-mail string	Autogermana 601-605
No. 4: E-mail with Attachment	Autogermana 26-557
No. 5: Closing Agreement between the Secretary of the Treasury of the Government of Puerto Rico and Autogermana, Inc. dated June 30, 2011, pages 1-7	Autogermana 1175-1182
No. 6: First Amended Complaint	Dkt. No. 49
No. 7: Closing Agreement between the Municipality of San Juan and Autogermana, Inc. dated August 30, 2012	Autogermana 1169-1174
No. 8: E-mail	Autogermana 1
No. 9: Complaint	Dkt. No. 1
No. 10: Answers and Objections to BMW's First Request for Production of Documents	Pages 1-12

Exhibit D Declaration under Penalty of Perjury in Support of BMW of North America, LLC's Statement of Uncontested Material Facts, sworn by Karen Oplinger

No. 1: Car Center Agreement Standard Provisions dated 10-28-05, Applicable to 2006 Car Center Agreements

BMW NA 7737-7797

Exhibit E Deposition of Salim Murr**Pages 1-167****Exhibit F Deposition of Haydeline Colón****Pages 1-51****Exhibit G Letter from Mark W. Redman to Virgilio Ramos, Esq. dated August 5, 2011****BMW NA 7710-7715**